

**UNITED STATES DISTRICT COURT  
DISTRICT OF RHODE ISLAND**

ALBERT L. GRAY, Administrator, et al.	:	
	:	
Plaintiffs,	:	C.A. No. 04-312 L
	:	
v.	:	
	:	
JEFFREY DERDERIAN, et al.	:	
	:	
Defendants.	:	

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**DEFENDANT, JEFFREY DERDERIAN'S,  
ANSWER TO PLAINTIFFS' FIRST AMENDED MASTER COMPLAINT**

**PRELIMINARY STATEMENT**

Jeffrey Derderian is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub. Similar matters are included within the scope of the allegations of the First Amended Master Complaint. Under these circumstances, Jeffrey Derderian expressly asserts his rights under the Fifth Amendment to the United States Constitution and Article 1, Section 13 of the Rhode Island Constitution ("Privilege") to the fullest extent possible in response to the First Amended Master Complaint and respectfully decline to answer the allegations contained in the First Amended Master Complaint for that reason.

Jeffrey Derderian does not intend, by any of these responses, to waive his Privilege and respectfully requests that in the case of any doubt or ambiguity, his response be construed as an invocation of the Privilege rather than a waiver of the Privilege.

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### **FIRST DEFENSE**

Defendant, Jeffrey Derderian is without sufficient information or knowledge to admit or deny the allegations of paragraphs 1-240 of the Plaintiffs' First Amended Master Complaint and leaves the plaintiffs to their proof thereof.

### **SECOND DEFENSE**

Averments 241 through 270 are reserved.

### **THIRD DEFENSE**

Defendant, Jeffrey Derderian, is without sufficient information or knowledge to admit or deny the allegations in paragraph 271 of the Plaintiffs' First Amended Master Complaint and leave the plaintiffs to their proof thereof.

### **JEFFREY DERDERIAN**

### **FOURTH DEFENSE**

It is admitted that Jeffrey Derderian is an individual who at all times material hereto resided in Cranston, Providence County, Rhode Island. As for the remaining allegations of paragraphs 272 and 273, Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to these allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

### **FIFTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 274 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts

of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **SIXTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 275 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **SEVENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 276 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **EIGHTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 277 of Plaintiffs' First Amended Master Complaint, because he presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **NINTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 278 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts

of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**TENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 279 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**ELEVENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraphs 280 and 281 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**TWELFTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraphs 282 and 283 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**MICHAEL DERDERIAN**

**THIRTEENTH DEFENSE**

Defendant, Jeffrey Derderian, admits that Michael Derderian is an individual who at the times material hereto resided in Narragansett, Washington County, Rhode Island. As for the

remaining averments of paragraph 284, Jeffrey Derderian respectfully invokes his Privilege against self incrimination and declines to respond to these allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **FOURTEENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 285 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **FIFTHTEENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraph 286 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

#### **SIXTEENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraphs 287 and 288 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

### **SEVENTEENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraphs 289 and 290 of Plaintiffs' First Amended Master Complaint, because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

### **EIGHTEENTH DEFENSE**

Defendant, Jeffrey Derderian, respectfully invokes his Privilege against self incrimination and declines to respond to the allegations in paragraphs 291 through 297 of Plaintiffs' First Amended Master Complaint because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub. By way of further response, Michael Derderian and Jeffrey Derderian are the only members of DERCO LLC and have appointed Robert E. Flaherty, Esquire as an agent to respond on the behalf of DERCO LLC. Defendant, Jeffrey Derderian, has invoked his Privilege against self-incrimination he has refused to provide DERCO LLC's agent, Robert E. Flaherty, Esq., with testimonial information which may constitute a waiver of his Privilege against self-incrimination.

### **HOWARD JULIAN**

### **NINETEENTH DEFENSE**

298. – 303. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**TRITON REALTY LIMITED PARTNERSHIP**

**TWENTIETH DEFENSE**

304. – 311. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**TRITON REALTY, INC**

**TWENTY-FIRST DEFENSE**

312. – 319. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**RAYMOND J. VILLANOVA**

**TWENTY-SECOND DEFENSE**

320. -327. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**JACK RUSSELL**

**TWENTY-THIRD DEFENSE**

328. – 334. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**JACK RUSSELLTOURING, INC.**

**TWENTY-FOURTH DEFENSE**

335. – 343. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or



constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**PAUL WOOLNOUGH**

**TWENTY-FIFTH DEFENSE**

344. – 351. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**MANIC MUSIC MANAGEMENT, INC.**

**TWENTY-SIXTH DEFENSE**

352. – 359. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**KNIGHT RECORDS, INC.**

**TWENTY-SEVENTH DEFENSE**

360. – 367. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**DANIEL BIECHELE**

**TWENTY-EIGHTH DEFENSE**

368. – 375. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**ANHEUSER-BUSCH, INCORPORATED AND**  
**ANHEUSER-BUSCH COMPANIES, INCORPORATED**

**TWENTY-NINTH DEFENSE**

376. – 386. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**MCLAUGHLIN & MORAN, INC.**

**THIRTIETH DEFENSE**

387. – 394. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**WHJY, INC and CAPSTAR RADIO OPERATING COMPANY**

**THIRTY-FIRST DEFENSE**

395. – 404. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or

constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**CLEAR CHANNEL BROADCASTING, INC.**

**THIRTY-SECOND DEFENSE**

405. – 410. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**DENIS P. LAROCQUE, ANTHONY BETTENCOURT, AND MALCOLM MOORE, IN  
HIS CAPACITY AS FINANCE DIRECTOR OF THE TOWN OF WEST WARWICK**

**THIRTY-THIRD DEFENSE**

411. – 433. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**STATE OF RHODE ISLAND AND IRVING J. OWENS, FIRE MARSHAL**

**THIRTY-FOURTH DEFENSE**

434. – 440. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**BRIAN BUTLER**

**THIRTY-FIFTH DEFENSE**

441. – 446. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**TVL BROADCASTING, INC.**

**THIRTY-SIXTH DEFENSE**

447. – 452. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**STC BROADCASTING, INC.**

**THIRTY-SEVENTH DEFENSE**

453. – 458. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**BARRY H. WARNER**

**THIRTY-EIGHTH DEFENSE**

459. – 468. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or

constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**LUNA TECH, INC.**

**THIRTY-NINTH DEFENSE**

469. – 480. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**HIGH TECH SPECIAL EFFECTS, INC.**

**FORTIETH DEFENSE**

481. – 492. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**AMERICAN FOAM CORPORATION**

**FORTY-FIRST DEFENSE**

493. – 506. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**LEGGETT & PLATT INCORPORATED**

**FORTY-SECOND DEFENSE**

507. – 535. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.



**L&P FINANCIAL SERVICES CO.**

**FORTY-THIRD DEFENSE**

536. – 563. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**GENERAL FOAM CORPORATION**

**FORTY-FOURTH DEFENSE**

564. – 591. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**GFC FOAM, LLC**

**FORTY-FIFTH DEFENSE**

592. – 620. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or

constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**FOAMEX LP**

**FORTY-SIXTH DEFENSE**

621. – 622. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**FOAMEX INTERNATIONAL, INC.**

**FORTY-SEVENTH DEFENSE**

623. – 625. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**FMXI, INC.**

**FORTY-EIGHTH DEFENSE**

626. – 628. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**PMC, INC.**

**FORTY-NINTH DEFENSE**

629. – 631. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**PMC GLOBAL, INC.**

**FIFTITH DEFENSE**

632. – 634. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**JBL INCORPORATED F/K/A JAMES B. LANSING SOUND, INCORPORATED D/B/A  
JBL PROFESSIONAL**

**FIFTY-FIRST DEFENSE**

635. – 651. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**ESSEX INSURANCE COMPANY**

**FIFTY-SECOND DEFENSE**

652. – 661. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or

constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**MULTI-STATE INSPECTIONS, INC.**

**FIFTY-THIRD DEFENSE**

662. – 663. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**HIGH CALIBER INSPECTIONS, INC.**

**FIFTY-FOURTH DEFENSE**

664. – 665. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is

presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**UNDERWRITERS AT LLOYD'S, LONDON and**  
**GRESHAM & ASSOCIATES OF RI, INC.**

**FIFTY-FIFTH DEFENSE**

666. – 679. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

**ABC BUS INC. D/B/A ABC BUS LEASING, INC.**

**FIFTY-SIXTH DEFENSE**

680. – 687. Defendant, Jeffrey Derderian, neither admits nor denies the allegations of these paragraphs, as they are either directed to a defendant other than Jeffrey Derderian or constitute conclusions of law to which no response is required. To the extent that any allegations of these paragraphs are directed to the defendant, Jeffrey Derderian, he respectfully invokes his Privilege against self incrimination and declines to respond to the allegations because he is presently charged in indictment K1 03-654A with two hundred counts of involuntary manslaughter as a result of the fire that occurred on February 20, 2003 at the Station Nightclub.

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